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10 ANTHONY THOMAS and WENDI
11 THOMAS and AT EMERALD, LLC

ELECTRONICALLY FILED
June 23, 2014

9 UNITED STATES BANKRUPTCY COURT

10 DISTRICT OF NEVADA

11 —ooOoo—

12 In Re: Case No. BK-N-14-50333-BTB
13 ANTHONY THOMAS and Case No. BK-N-14-50331-BTB
14 WENDI THOMAS,
15 AT EMERALD, LLC,
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17 Debtors,
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**DECLARATION OF ALAN R. SMITH
IN SUPPORT OF EX PARTE MOTION
FOR ORDER SHORTENING TIME
FOR NOTICE AND HEARING ON
MOTION TO SELL ASSETS FREE
AND CLEAR OF LIENS AND
MOTION TO FILE PURCHASE AND
SALE AGREEMENT UNDER SEAL**

Hearing Date: OST Pending
Hearing Time: OST Pending

I, ALAN R. SMITH, hereby declare under penalty of perjury that the following assertions are true:

1. I am the court appointed general counsel for the Debtor in the above-captioned Chapter 11 case. I have personal knowledge of the facts herein stated, and if called to testify as to such facts I would and could do so competently.

2. I have caused to be filed today an Ex Parte Motion For Order Shortening Time For Notice and Hearing on Motion To Sell Assets Free And Clear Of Liens And Motion To

1 File Purchase And Sale Agreement Under Seal. The reason for the request to shorten time
2 is set forth in the Ex Parte Motion, and is adopted in this Declaration.

3 3. Pursuant to the Motion To Sell Assets Free And Clear Of Liens And Motion To
4 File Purchase And Sale Agreement Under Seal, the Debtor seeks an order authorizing the
5 immediate the sale of Debtor's asset, a 21,000 carat emerald. Ordinary notice requirements
6 cannot be met without an order shortening time for a hearing to approve the immediate sale.
7 Debtor requests that the motion be heard within seven days of the filing of the Motion as
8 required by the Purchase And Sale Agreement.

9 DATED this 23rd day of June, 2014.

10 By: /s/ Alan R. Smith
11 ALAN R. SMITH, ESQ.
12 Attorney for Debtors

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